

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Goddard et al.
Appl. No.	:	10/063,563
Filed	:	May 7, 2002
For	:	A POLYPEPTIDE ENCODED BY A NUCLEIC ACID OVEREXPRESSED IN MELANOMA
Examiner	:	Patricia Ann Duffy
Group Art Unit	:	1645

DECLARATION UNDER 37 C.F.R. §1.808


Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I hereby aver that the nucleic acid of SEQ ID NO: 55 was deposited with the American Type Culture Collection (ATCC) August 4, 1998 and was given ATCC deposit number 203248. Accordingly, the deposited material has been accepted for deposit under the Budapest Treaty on the International Recognition of the deposit of Microorganisms for the Purposes of Patent Procedure. Applicant hereby states that the deposit will be maintained for a term of at least 30 years and at least 5 years after the most recent request for the furnishing of a sample of the deposit was received by the depository.

GENENTECH, INC.

Date: 3/16/05

By: 

Title: PATENT AGENT